

THE SOUTH CAROLINA COURT OF APPEALS

Frenchis Abraham, #296575,

Appellant,

v.

South Carolina Department of  
Corrections,

Respondent.

The Honorable John McLeod

The South Carolina Administrative Law Court

Trial Court Case No. 2010-AL-04-00965

RECEIVED  
MAY 03 2012  
SC COURT OF APPEALS

RULE 59(e) MOTION

Appellant respectfully moves this Honorable Court to alter or amend its judgment rendered on April 25, 2012, where it cites: "due to the failure of appellant to provide proof of service of the Record on Appeal." This is wrong.

On September 9, 2011, the Court advised appellant within ten days to serve and file a Designation of Matter & Case Tracking #: 20111884663. On September 21, 2011, respondent advised that until appellant serves a copy of these documents SCDC will be unable to respond. On January 18, 2012, the Court provided two copies of the Appellant's Initial Brief and Designation of Matter to Appellant to file and serve one copy on the Respondent within fourteen days. On February 22, 2012, respondent notified the Court that a copy was received that was mailed on January 25, 2012. On that same date of January 25, 2012 appellant served the Court with proof of service.

This 29th day of  
April, 2012.

Frenchis Abraham  
Frenchis Gerald Abraham, #296575  
Lee Correctional Institution  
990 Wisacky Highway  
Bishopville, SC 29010  
APPELLANT.

# PROOF OF SERVICE

I swear under the penalty of perjury that on April 29, 2012, I, Frenchis Abraham, #296575, an inmate at Lee Correctional Institution, a department of the South Carolina Department of Corrections, placed a sealed envelope containing appellant's Rule 59(e) motion, in the hands of an SCDC Correctional officer to be placed in the U.S. Mail. The envelope addressed as follows:

Christopher D. Florian  
Attorney, South Carolina Department of Corrections  
P.O. Box 21787-4444 Broad River Road  
Columbia, SC 29221-1787

This 29<sup>th</sup> day of  
April, 2012.

Frenchis Abraham  
Frenchis Gerald Abraham, #296575  
Lee Correctional Institution  
990 Wisacky Highway  
Bishopville, SC 29010

APPELLANT.

RECEIVED  
MAY 03 2012  
SC Court of Appeals

Franchis Gerald Abraham, # 296575  
Lee Correctional Institution  
990 Wisacky Highway  
Bishopville, SC 29010

April 29, 2012

V. Claire Allen  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29201

Re: Franchis Abraham, #296575 v. SCDC

Case No.: 2011188466

Ms. Allen:

Please be advised that I did file with this Court the Proof of Service of the Record on Appeal which I mailed on January 25, 2012. Find enclosed the appellant's Rule 59(e) Motion and allow it to be filed in this Honorable Court.

Respectfully,



Franchis Gerald Abraham, #296575  
APPELLANT.

RECEIVED

MAY 03 2012

SC Court of Appeals

RECEIVED

MAY 03 2012